

**EXHIBIT “A”**

JS 44C/SDNY  
REV. 12/2005

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein must be placed on the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

107 CIV 9323

## PLAINTIFFS

Matthew Torres

## DEFENDANTS

St. Peter's College and AlliedBarton Security Services, LLC  
l/s/h AlliedBarton Security Services, Inc.

JUDGE HOLWELL

## ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

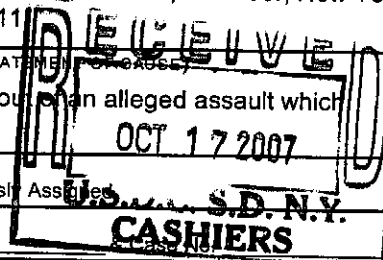
Beal & Beal, Esqs., 34 Birchwood Park Crescent  
Jericho, NY 11753 (516) 938-0877

## ATTORNEYS (IF KNOWN)

Shafer Glazer, LLP, 90 John Street, 6th Floor, New York, NY  
10038 (212) 267-0011

## CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF FACTS)

28 U.S.C. §1441(b) allows for removal and it is a claim for personal injuries arising out of an alleged assault which occurred in New Jersey

Has this or a similar case been previously filed in SDNY at any time? No ☒ Yes? ☐ Judge Previously Assigned ☐If yes, was this case Vol ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date \_\_\_\_\_

(PLACE AN [x] IN ONE BOX ONLY)

## NATURE OF SUIT

## ACTIONS UNDER STATUTES

CONTRACT		PERSONAL INJURY		FORFEITURE/PENALTY		BANKRUPTCY		OTHER STATUTES	
<input type="checkbox"/> 110 INSURANCE	<input type="checkbox"/> 310 AIRPLANE	<input type="checkbox"/> 362 PERSONAL INJURY -	<input type="checkbox"/> 610 AGRICULTURE	<input type="checkbox"/> 422 APPEAL	<input type="checkbox"/> 400 STATE				
<input type="checkbox"/> 120 MARINE	<input type="checkbox"/> 315 AIRPLANE PRODUCT	<input type="checkbox"/> MED MALPRACTICE	<input type="checkbox"/> 620 FOOD & DRUG	<input type="checkbox"/> 28 USC 158	<input type="checkbox"/> REAPPORTIONMENT				
<input type="checkbox"/> 130 MILLER ACT	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 365 PERSONAL INJURY	<input type="checkbox"/> 625 DRUG RELATED	<input type="checkbox"/> 423 WITHDRAWAL	<input type="checkbox"/> 410 ANTI-TRUST				
<input type="checkbox"/> 140 NEGOTIABLE	<input type="checkbox"/> 320 ASSAULT, LIBEL &	<input type="checkbox"/> PRODUCT LIABILITY	<input type="checkbox"/> SEIZURE OF	<input type="checkbox"/> 28 USC 157	<input type="checkbox"/> 430 BANKS & BANKING				
<input type="checkbox"/> INSTRUMENT	<input type="checkbox"/> SLANDER	<input type="checkbox"/> 368 ASBESTOS PERSONAL	<input type="checkbox"/> PROPERTY		<input type="checkbox"/> 450 COMMERCE/ICC				
<input type="checkbox"/> 150 RECOVERY OF	<input type="checkbox"/> 330 FEDERAL	<input type="checkbox"/> INJURY PRODUCT	<input type="checkbox"/> 630 LIQUOR LAWS	<input type="checkbox"/> PROPERTY RIGHTS	<input type="checkbox"/> RATES/ETC				
<input type="checkbox"/> OVERPAYMENT &	<input type="checkbox"/> EMPLOYERS'	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 640 RR & TRUCK	<input type="checkbox"/> 820 COPYRIGHTS	<input type="checkbox"/> 460 DEPORTATION				
<input type="checkbox"/> ENFORCEMENT OF	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> PERSONAL PROPERTY	<input type="checkbox"/> 650 AIRLINE REGS	<input type="checkbox"/> 830 PATENT	<input type="checkbox"/> 470 RACKETEER INFLU-				
<input type="checkbox"/> JUDGMENT	<input type="checkbox"/> 340 MARINE		<input type="checkbox"/> 660 OCCUPATIONAL	<input type="checkbox"/> 840 TRADEMARK	<input type="checkbox"/> ENCED & CORRUPT				
<input type="checkbox"/> 151 MEDICARE ACT	<input type="checkbox"/> 345 MARINE PRODUCT	<input type="checkbox"/> 370 OTHER FRAUD	<input type="checkbox"/> SAFETY/HEALTH		<input type="checkbox"/> ORGANIZATION ACT				
<input type="checkbox"/> 152 RECOVERY OF	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> 371 TRUTH IN LENDING	<input type="checkbox"/> 690 OTHER	<input type="checkbox"/> SOCIAL SECURITY	<input type="checkbox"/> (RICO)				
<input type="checkbox"/> DEFAULTED	<input type="checkbox"/> 350 MOTOR VEHICLE	<input type="checkbox"/> 380 OTHER PERSONAL		<input type="checkbox"/> 861 MIA (1395FF)	<input type="checkbox"/> 480 CONSUMER CREDIT				
<input type="checkbox"/> STUDENT LOANS	<input type="checkbox"/> 355 MOTOR VEHICLE	<input type="checkbox"/> PROPERTY DAMAGE	<input type="checkbox"/> LABOR	<input type="checkbox"/> 862 BLACK LUNG (923)	<input type="checkbox"/> 490 CABLE/SATELLITE TV				
<input type="checkbox"/> (EXCL VETERANS)	<input type="checkbox"/> PRODUCT LIABILITY	<input type="checkbox"/> 385 PRODUCT LIABILITY	<input type="checkbox"/> 710 FAIR LABOR	<input type="checkbox"/> 863 DIWC (405(g))	<input type="checkbox"/> 810 SELECTIVE SERVICE				
<input type="checkbox"/> 153 RECOVERY OF	<input checked="" type="checkbox"/> 360 OTHER PERSONAL		<input type="checkbox"/> 720 LABOR/MGMT	<input type="checkbox"/> 863 DIWW (405(g))	<input type="checkbox"/> 850 SECURITIES/				
<input type="checkbox"/> OVERPAYMENT OF	<input type="checkbox"/> INJURY		<input type="checkbox"/> RELATIONS	<input type="checkbox"/> 864 SSID TITLE XVI	<input type="checkbox"/> COMMODITIES/				
<input type="checkbox"/> VETERANS BENEFITS			<input type="checkbox"/> LABOR/MGMT	<input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> EXCHANGE				
<input type="checkbox"/> 160 STOCKHOLDERS SUITS			<input type="checkbox"/> REPORTING &		<input type="checkbox"/> 875 CUSTOMER				
<input type="checkbox"/> 190 OTHER CONTRACT			<input type="checkbox"/> DISCLOSURE ACT	<input type="checkbox"/> FEDERAL TAX SUITS	<input type="checkbox"/> CHALLENGE				
<input type="checkbox"/> 195 CONTRACT PRODUCT			<input type="checkbox"/> 740 RAILWAY LABOR ACT	<input type="checkbox"/> 870 TAXES	<input type="checkbox"/> 12 USC 3410				
<input type="checkbox"/> LIABILITY			<input type="checkbox"/> 790 OTHER LABOR	<input type="checkbox"/> 871 IRS-THIRD PARTY	<input type="checkbox"/> 891 AGRICULTURE ACTS				
<input type="checkbox"/> 198 FRANCHISE			<input type="checkbox"/> 791 EMPL RET INC	<input type="checkbox"/> 20 USC 7609	<input type="checkbox"/> 892 ECONOMIC				
			<input type="checkbox"/> SECURITY ACT		<input type="checkbox"/> STABILIZATION ACT				
					<input type="checkbox"/> ENVIRONMENTAL				
					<input type="checkbox"/> MATTERS				
					<input type="checkbox"/> 894 ENERGY				
					<input type="checkbox"/> ALLOCATION ACT				
					<input type="checkbox"/> 895 FREEDOM OF				
					<input type="checkbox"/> INFORMATION ACT				
					<input type="checkbox"/> 900 APPEAL OF FEE				
					<input type="checkbox"/> DETERMINATION				
					<input type="checkbox"/> UNDER EQUAL ACCESS				
					<input type="checkbox"/> TO JUSTICE				
					<input type="checkbox"/> 950 CONSTITUTIONALITY				
					<input type="checkbox"/> OF STATE STATUTES				
					<input type="checkbox"/> 890 OTHER STATUTORY				
					<input type="checkbox"/> ACTIONS				

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION  
UNDER F.R.C.P. 23DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?  
IF SO, STATE:

DEMAND \$ \_\_\_\_\_ OTHER \_\_\_\_\_

JUDGE \_\_\_\_\_

DOCKET NUMBER \_\_\_\_\_

Check YES only if demanded in complaint

JURY DEMAND: ☒ YES ☐ NO

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(SEE REVERSE)

(PLACE AN x IN ONE BOX ONLY)

## ORIGIN

- ☐ 1 Original Proceeding
 ☒ 2a. Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from (Specify District)
 ☐ 6 Multidistrict Litigation
 ☐ 7 Appeal to District Judge from Magistrate Judge Judgment
- ☐ 2b. Removed from State Court  
AND at least one party is a pro se litigant

(PLACE AN x IN ONE BOX ONLY)

## BASIS OF JURISDICTION

- ☐ 1 U.S. PLAINTIFF
 ☐ 2 U.S. DEFENDANT
 ☐ 3 FEDERAL QUESTION (U.S. NOT A PARTY)
 ☒ 4 DIVERSITY

IF DIVERSITY, INDICATE  
CITIZENSHIP BELOW.  
(28 USC 1332, 1441)

## CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF DEF [X] 1 [ ] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF [ ] 3 [ ] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF DEF [ ] 5 [ ] 5
CITIZEN OF ANOTHER STATE	[ ] 2 [X] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ] 4 [ ] 4	FOREIGN NATION	[ ] 6 [ ] 8

## PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

280 Madison St, Apt. 511, New York, NY 10002 County of New York

## DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Allied Barton Security Services, LLC, 3606 Horizon Drive, King of Prussia, PA 19406-2647, Montgomery County

ST. Peter's College, 2641 Kennedy Boulevard, Jersey City, NJ 07306, Hudson County

## DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO:  
(DO NOT check either box if this a PRISONER PETITION.)

☐ WHITE PLAINS☒ FOLEY SQUARE

DATE

SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

[ ] NO

[x] YES (DATE ADMITTED Mo. 02 Yr. 1990)

Attorney Bar Code # HS5101

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

J Michael McMahon, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

**07 CIV 9323**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MATTHEW TORRES,

Plaintiff,

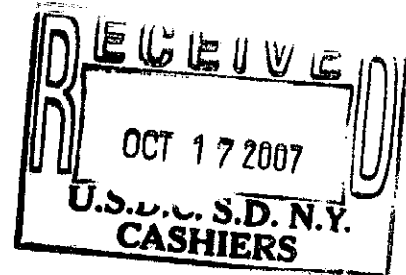
-against-

ST. PETER'S COLLEGE and  
ALLIEDBARTON SECURITY SERVICES,  
INC.,

Defendant.  
-----X

NOTICE OF REMOVAL JUDGE HOLWELL

DOCKET NO.:



TO THE CLERK OF THE ABOVE-ENTITLED COURT:

Defendant ALLIEDBARTON SECURITY SERVICES, LLC I/S/H ALLIEDBARTON SECURITY SERVICES, INC. hereby files this Notice of Removal of the above-described action to the United States District Court for the Southern District of New York from the New York State Supreme Court, New York County, where the action is now pending as provided by Title 28, U.S. Code, Chapter 89 and states:

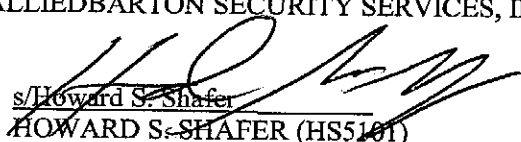
1. ALLIEDBARTON SECURITY SERVICES, LLC I/S/H ALLIEDBARTON SECURITY SERVICES, INC. is the defendant in the above entitled action.
2. The above entitled action was commenced in the Supreme Court, New York County, State of New York and is now pending in that court. A copy of the plaintiff's complaint setting forth the claim for relief upon which the action is based was first received by the Defendant on October 4, 2007.
3. The action is a civil action for a personal injuries as a result of an alleged assault and the United States District Court for the Southern District of New York has jurisdiction by reason of the diversity of citizenship of the parties.
4. Plaintiff is now and at the time the state action was commenced a citizen of the State of New York and Defendant ALLIEDBARTON SECURITY SERVICES, LLC I/S/H ALLIEDBARTON SECURITY SERVICES, INC. is now and at the time the state action was commenced a citizen of the State of Delaware and defendant ST. PETER'S COLLEGE is a resident of New Jersey. The matter in controversy exceeds, exclusive of costs and disbursements, the sum or value of \$150,000. No change of citizenship of parties has occurred since the commencement of the action. Defendant is not a citizen of the state in which the action was brought.
5. A copy of all process, pleadings, and orders served upon Defendant is filed with this notice.
6. Defendant will give written notice of the filing of this notice as required by 28 U.S.C.A. § 1446(d).
7. A copy of this notice will be filed with the clerk of the Supreme Court, New York County, as required by 28 U.S.C. § 1446(d).

Dated: New York, NY  
October 17, 2007

**SHAFFER GLAZER, LLP**

Attorneys for ALLIEDBARTON SECURITY SERVICES, LLC  
I/S/H ALLIEDBARTON SECURITY SERVICES, INC.

By:

  
s/Howard S. Shafer  
HOWARD S. SHAFER (HS5101)  
90 John Street, 6<sup>th</sup> Floor  
New York, New York 10038  
(212) 267-0011

ST. Peter's College  
2641 Kennedy Boulevard  
Jersey City, NJ 07306

Beal & Beal, Esqs.  
Mr. Kenneth I. Beal  
34 Birchwood Park Crescent  
Jericho, NY 11753

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Notice of Removal and Rule 7.1 Statement were mailed by first class mail, postage prepaid this October \_\_\_\_, 2007, to all counsel of record as indicated on the service list below.

\_\_\_\_\_  
HOWARD S. SHAFER (HS5101)  
For the Firm

**SERVICE LIST**

ST. Peter's College  
2641 Kennedy Boulevard  
Jersey City, NJ 07306

Beal & Beal, Esqs.  
Mr. Kenneth I. Beal  
34 Birchwood Park Crescent  
Jericho, NY 11753

**07 CIV 9323**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X **RULE 7.1 STATEMENT** **JUDGE HOLWELL**

MATTHEW TORRES,

Plaintiff,

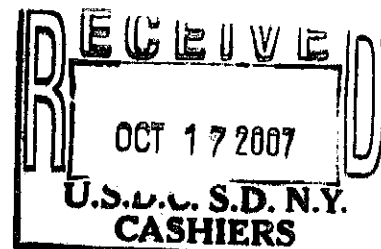
DOCKET NO.:

-against-

ST. PETER'S COLLEGE and  
ALLIEDBARTON SECURITY SERVICES,  
INC.,

Defendant.

-----X



TO THE CLERK OF THE ABOVE-ENTITLED COURT:

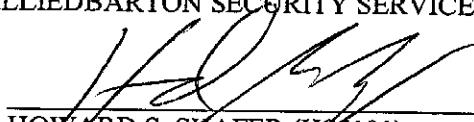
Pursuant to Rule 7.1 of the Federal Rules of Civil Procedures Allied Security Holdings LLC ("Allied Parent"), a Delaware limited liability company with its principal place of business in King of Prussia, PA is the sole member of AlliedBarton Security Services LLC

Dated: New York, NY  
October 17, 2007

**SHAFER GLAZER, LLP**

Attorneys for ALLIEDBARTON SECURITY SERVICES, LLC  
I/S/H ALLIEDBARTON SECURITY SERVICES, INC.

By:

  
HOWARD S. SHAFER (HSS101)  
90 John Street, 6<sup>th</sup> Floor  
New York, New York 10038  
(212) 267-0011

ST. Peter's College  
2641 Kennedy Boulevard  
Jersey City, NJ 07306

Beal & Beal, Esqs.  
Mr. Kenneth I. Beal  
34 Birchwood Park Crescent  
Jericho, NY 11753

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

-----x  
MATTHEW TORRES

Plaintiff,

-against-

ST. PETER'S COLLEGE and ALLIEDBARTON  
SECURITY SERVICES, INC.

Defendants.

Index No.: 07-112350

Plaintiff designates  
New York County as the  
Place of trial

The basis of the venue  
is where the plaintiff  
resides.

**SUMMONS:**

Plaintiff resides at  
280 Madison Street  
Apt. #511  
New York, NY 10002  
County of New York

-----x  
To the above named defendants,

**YOU ARE HEREBY SUMMONED** to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the plaintiff's Attorney(s) with 20 days after the service of this summons, exclusive of the day of service (or within 30 days after service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for relief demanded in the complaint.

Dated: August 15, 2007

Defendant's address:  
ST. PETER'S COLLEGE  
2641 Kennedy Boulevard  
Jersey City, New Jersey 07306

BEAL & BEAL, ESQS.  
Attorney for the Plaintiff  
34 Birchwood Park Crescent  
Jericho, New York 11753  
(516) 938-0877

ALLIEDBARTON SECURITY SERVICES, INC.  
3606 Horizon Drive  
King of Prussia, Pennsylvania 19406

NEW YORK  
COUNTY CLERK'S OFFICE

SEP 11 2 2007

NOT COMPARED  
WITH COPY FILE



SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

----- X  
MATTHEW TORRES

Plaintiff,

**VERIFIED COMPLAINT**

Index No:

-against-

ST. PETER'S COLLEGE and ALLIEDBARTON SECURITY SERVICES, INC.

Defendants,  
----- X

Plaintiff, by his attorney(s), BEAL & BEAL, ESQS. complaining of the  
defendants respectfully alleges as follows:

**AS AND FOR A FIRST CAUSE OF ACTION ON BEHALF**  
**OF THE PLAINTIFF MATTHEW TORRES**

1. That upon and belief and at all times hereinafter mentioned, plaintiff was and still is a resident of the County, City, and State of New York.
2. That upon information and belief and at all times hereinafter mentioned, Defendant ST. PETER'S COLLEGE was and still is a private educational institution existing by virtue of the laws of the State of New Jersey, with a location at 2641 Kennedy Boulevard, Jersey City, New Jersey.
3. That upon information and belief and at all times hereinafter mentioned, defendant ALLIEDBARTON SECURITY SERVICES, INC. is a domestic corporation with a corporate office located at 3606 Horizon Drive, King of Prussia, Pennsylvania.

4. That upon information and belief and at all times hereinafter mentioned, defendant ALLIEDBARTON SECURITY SERVICES, INC. is a foreign corporation with a corporate office located at 3606 Horizon Drive, King of Prussia, Pennsylvania.
5. That upon information and belief, and at all times hereinafter mentioned, the defendant ST. PETER'S COLLEGE, was the owner, lessee, permittee, or otherwise in possession and control of the facility located at 2641 Kennedy Boulevard, Jersey City, New York 07036.
6. That upon information and belief, and at all times herein mentioned, the defendant ALLIEDBARTON SECURITY SERVICES, INC. was hired and retained by defendant ST. PETER'S COLLEGE to provide security services for the students and college community at large.
7. That upon information and belief and at all times herein mentioned, both the defendants undertook and obligated themselves to the students at the school to secure, maintain and operate it with a due and proper regard for the safety of its students, including plaintiff herein.
8. That on or about the 8<sup>th</sup> day of December, 2006, while the plaintiff was lawfully on the campus of defendant ST. PETER'S COLLEGE, he was viciously assaulted and caused to sustain serious injuries resulting from the defendants' failure to provide proper supervision and security; that the defendants, its agents, servants, and/or employees negligently caused and permitted a hazardous and dangerous condition to exist by virtue of its failure to properly hire and train security personnel, and to operate, maintain and


secure said school premises, thereby endangering it's students, specifically the plaintiff herein.

9. The defendants, it's agents, servants and/or employees were reckless, careless and negligent in failing to provide proper, sufficient, competent and adequate security to the students lawfully at the subject school, in failing to hire trained and competent personnel; in failing to have efficient and knowledgeable security personnel; in causing and creating a hazardous and dangerous condition at the school; in leaving students in dangerous circumstances; in violating the applicable security rules and security regulations; and the defendants, its agents, servants and /or employees, were otherwise reckless, careless and negligent.
10. That as a result of both of the defendants' negligence, plaintiff MATTHEW TORRES was caused to suffer severe and permanent injuries, including severe facial scarring : further plaintiff required hospital attention and may require such care in the future; plaintiff became substantially disabled; experienced extreme mental anguish and distress, psychological injuries and trauma; plaintiff was unable to attend to his usual duties and activities; and further experienced extreme pain and suffering; difficulty in sleeping; nightmares, and plaintiff has been otherwise damaged, all of which are permanent in nature and continuing into the future.
11. That by reason of the foregoing, the plaintiff MATTHEW TORRES, has been damaged in a sum to be determined by a court of competent jurisdiction which exceeds the jurisdictional limit of all lower courts.

WHEREFORE, plaintiff demands judgment against both defendants in the First Cause of Action in a sum to be determined by a court of competent jurisdiction which exceeds the jurisdictional limits of all lower courts.

Dated: Jericho, New York  
August 15, 2007

Yours/etc.



BEAL & BEAL, ESQS.

Attorneys for Plaintiff

MATTHEW TORRES

By: Kenneth L. Beal, Esq.  
34 Birchwood Park Crescent  
Jericho, New York 11753  
(516) 938-0877